

Notice of Rulemaking Hearing

Tennessee Commission of Indian Affairs

There will be a public rulemaking hearing before the Tennessee Department of Environment and Conservation acting on behalf of the Tennessee Commission of Indian Affairs (TCIA), to consider the adoption and promulgation of rules pursuant to Tennessee Code Annotated Section 4-34-103 and the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-201 et seq. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204, and will take place in the first floor auditorium of the Tennessee Department of Transportation Administration Building located at 6601 Centennial Boulevard, Nashville, Tennessee at 10:00 AM CST on Saturday November 17, 2007.

Individuals with disabilities who wish to participate in these proceedings (or to review these filings) should contact the Tennessee Department of Environment and Conservation to discuss any auxiliary aids or services needed to facilitate such participation. Such contact may be in person, by writing, telephone, or other means and should be made no less than ten days prior to November 17, 2007 (or the date such party intends to review such filings), to allow time to provide such aid or services. Contact the ADA Coordinator at 1-866-253-5827 (toll free) or (615) 532-0200 (Nashville) for further information. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).

For a copy of this Notice of Rulemaking Hearing, contact: Mr. Mark James, 20th Floor, L & C Tower, 401 Church Street, Nashville, Tennessee 37243-1535; telephone 615-532-0131.

Substance of Proposed Rules

Repeal

Rules 0785-1-.01 through .05 of Rule Chapter 0785-1 Recognition Criteria For Native American Indians are repealed.

Authority: T.C.A. §4-34-103. Administrative History: Original rule filed July 3, 1990; effective August 17, 1990. Amendment filed October 9, 1991; effective November 23, 1991. Amendment filed April 10, 2007; effective June 24, 2007.

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Legal contact and/or party who will approve final copy for publication and is the contact for disk acquisition:

Mr. Mark James
Office of General Counsel.
20th Floor, L & C Tower
401 Church Street
Nashville, TN 37243-1535
(615) 532-0131

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The Commission prepared an initial set of draft rules for public review and comment. Copies of these initial draft rules are available for review at the Tennessee Department of Environment and Conservation's (TDEC's) Environmental Field Offices located as follows:

Memphis Environmental Field Office
Suite E-645, Perimeter Park
2510 Mount. Moriah Road
Memphis, TN 38115-1520
(901) 368-7939/ 1-888-891-8332

Cookeville Environmental Field Office
1221 South Willow Avenue
Cookeville, TN 38506
(931) 432-4015/ 1-888-891-8332

Jackson Environmental Field Office
1625 Hollywood Drive
Jackson, TN 38305
(731) 512-1300/ 1-888-891-8332

Chattanooga Environmental Field Office
Suite 550- State Office Building
540 McCallie Avenue
Chattanooga, TN 37402-2013
(423) 634-5745/ 1-888-891-8332

Columbia Environmental Field Office
2484 Park Plus Drive
Columbia, TN 38401
(931) 380-3371/ 1-888-891-8332

Knoxville Environmental Field Office
3711 Middlebrook Pike
Knoxville, TN 37921-5602
(865) 594-6035/ 1-888-891-8332

Nashville Environmental Field Office
711 R. S. Gass Blvd.
Nashville, TN 37243-1550
(615) 687-7000/1-888-891-8332

Johnson City Environmental Field Office
2305 Silverdale Road
Johnson City, TN 37601-2162
(423) 854-5400/1-888-891-8332

Additional review copies are available at the following library locations:

McIver's Grant Public Library
204 North Mill Street
Dyersburg, TN 38024-4631
(731) 285-5032

W. G. Rhea Public Library
400 West Washington Street
Paris, TN 38242-0456
(731) 642-1702

Hardin County Library
1365 Pickwick Street
Savannah, TN 38372-1903
(731) 925-4314

Clarksville-Montgomery County
Public Library
350 Pageant Lane, Suite 501
Clarksville, TN 37040-0005
(931) 648-8826

Coffee County-Manchester Public Library
1005 Hillsboro Highway
Manchester, TN 37355-2099
(931) 723-5143

Art Circle Public Library
154 East First Street
Crossville, TN 38555-4696
(931) 484-6790

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E. G. Fisher Public Library
1289 Ingleside Ave.
Athens, TN 37371-1812
(423) 745-7782

Kingsport Public Library & Archives
400 Broad Street
Kingsport, TN 37660-4292
(423) 229-9489

Lawson McGhee Library
500 West Church Avenue
Knoxville, TN 37902-2505
(865) 215-8701

Nashville Public Library
615 Church Street
Nashville, TN 37219-2314
(615) 862-5800

Chattanooga-Hamilton Co. Bicentennial Library
1001 Broad Street
Chattanooga, TN 37402-2652
(423) 757-5320

Memphis/Shelby County Public Library-
Main Library
3030 Poplar Avenue
Memphis, TN 38111
(901) 725-8853

The "DRAFT" rules may also be accessed for review using:
www.tdec.net/tcia

Office hours for the TDEC offices are from 8:00 AM to 4:30 PM, Monday through Friday (excluding holidays).

Oral or written comments are invited at the hearing. In addition, written comments may be submitted prior to or after the public hearing to the Office of General Counsel; Tennessee Department of Environment and Conservation; Attention: Mr. Mark James; 20th Floor, L & C Tower; 401 Church Street; Nashville, Tennessee 37243-1535; telephone 615-532-0131 or FAX 615-532-0145. However, such written comments must be received by 4:30 PM CST, November 26, 2007 in order to assure consideration. For further information, contact Mr. Mark James at the above address or telephone number.

I certify that this is an accurate and complete representation of the intent and scope of rulemaking proposed by the Tennessee Commission of Indian Affairs.

Evangeline W. Lynch
Chairperson

Subscribed to and sworn to before me this _____ day of _____, _____.

Notary Public

My commission expires on the _____ day of _____, _____.

The notice of rulemaking set out herein was properly filed in the Department of State on the _____ day of _____, _____.

Riley C. Darnell
Secretary of State

By: _____

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